

ATTN: APPLICATION BRANCH

**THIS IS A RESPONSE TO A
NOTICE TO FILE MISSING
PARTS OF AN APPLICATION**

ATTORNEYS AT LAW

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

Re: Inventor: Toshitaka MORI, et al.
Serial No: 10/673,179
Filed: September 30, 2003
For: ORGANIC ELECTROLUMINESCENT DISPLAY

SIR:

Attached hereto for filing are the following papers:

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION (RETURN COPY); LETTER TO THE COMMISSIONER; COPY OF PTO FACSIMILE COVER LETTER W/ ATTACHED LIST AND TRANSMISSION RESULT REPORT; COPY OF PTO MAIL RECORD FOR APPLICATION SERIAL NO. 10/673,179; COPY OF PAIR REPORT; FILING OF DECLARATION UNDER 37 CFR 1.53(f); DECLARATION AND POWER OF ATTORNEY (4 pp.) (EXECUTED); CERTIFIED ENGLISH TRANSLATION OF SPECIFICATION (66 PP. AND 20 CLAIMS)W/ VERIFICATION OF TRANSLATION (EXECUTED); LETTER SUBMITTING REPLACEMENT DRAWING SHEET; REPLACEMENT DRAWING SHEET (1 SHEET); SUBMISSION NOTICE REGARDING PRIORITY DOCUMENTS; PRIORITY DOCUMENTS (2)

Applicants submit that no additional fees are due at this time, as the Notice to File Missing Parts was not received by the Applicants. Additional supplemental explanation is provided in the Letter to the Commissioner.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Docket No. 243399US0X


Stephen G. Baxter

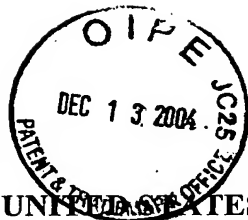
Registration No. 32,884

Customer Number

22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 05/03)

Docket No. 243399US0X



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Toshitaka MORI, et al.

SERIAL NUMBER: 10/673,179

ATTN: APPLICATION BRANCH

FILING DATE: September 30, 2003

FOR: ORGANIC ELECTROLUMINESCENT DISPLAY

FILING OF DECLARATION UNDER 37 CFR 1.53(f)

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the notification dated April 23, 2004, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration.

The required fee was paid at the time of filing the application.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Stephen G. Baxter

Registration No. 32,884

Customer Number

22850

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Fax. (703) 413-2220
(OSMMN 05/03)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/673,179	09/30/2003	Toshitaka Mori	243399USOX

CONFIRMATION NO. 1247

22850

OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.
 1940 DUKE STREET
 ALEXANDRIA, VA 22314

FORMALITIES LETTER



OC000000012433365

Date Mailed: 04/23/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 1.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents

RECEIVED: VIA AIR MAIL 12-22
 OBLON, SPIVAK, MCCLELLAND
 MAIER & NEUSTADT, P.C.

DOCKETING DEPT.

Initials/Date Docketed: 12-22-04
 Type of Resp(s): Decl / Amend / Dupl
 Due Date(s): 12-30-04

12-30-04

P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Huan

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY

DOCKET NO: 243399US0X



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
TOSHITAKA MORI, ET AL. : EXAMINER: TO BE ASSIGNED
SERIAL NO: 10/673,179 :
FILED: SEPTEMBER 30, 2003 : GROUP ART UNIT: TO BE ASSIGNED
FOR: ORGANIC :
ELECTROLUMINESCENT DISPLAY :

LETTER TO THE COMMISSIONER

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants respectfully request the Commissioner to accept the enclosed Response to the Notice to File Missing Parts for the above-identified application as being timely filed. Although Applicants have recently learned that a Notice to File Missing Parts was mailed on April 23, 2004, Applicants never received this mailed Notice to File Missing Parts. Since Applicants' representatives did not receive the Notice to File Missing Parts, Applicants unavoidably were not able to timely respond to the Office communication. Applicants submit herewith relevant statements from Applicants' representatives and evidence to support this assertion and respectfully request that this Response to the Notice to File Missing Parts be accepted.

Applicants' representatives provide the following account of how mail received from the Office is recorded. A select group of individuals opens all Office mail and records each individual piece of mail in a daily mail log. Specific individuals then enter the daily mail log into a database read by the daily docketing computer application. These individuals double

and sometimes triple-check to ensure that the serial number and docket number listed on the Office Communication correctly identifies and corresponds to Applicants' information within the daily docketing database. If there is a due date associated with the Office communication, this too is entered into the database. Entry of this information into the database allows the case-specific workers to gain access to all information associated with a given US Patent Application. This is a very effective system. All correspondence pertaining to a particular application is united with the file wrapper and brought to the attention of the responsible attorney of record.

Applicants' representatives, on January 14, 2004, informed the Patent Office that Applicants' representatives are still awaiting to receive the Notice to File Missing Parts, as indicated in the enclosed attachment. However, no subsequent reply from the Patent Office was indicated to have been received by the Applicants' representatives. Applicants' representatives also attach herewith computer printouts of electronic records of all Office Communications received for the instant application. These printouts show that the Notice to File Missing Parts was first retrieved by the Applicants' representatives from the PAIR system on December 2, 2004. Applicants' representatives have subsequently searched the entire file wrapper for the presence of any Office communication that indicated that the Notice to File Missing Parts was received before December 2, 2004. However, nothing to this effect was found. Applicants' representatives also note that although PAIR does not indicate that the application was actually abandoned, the period for a timely reply to the Notice to File Missing Parts, even with additional extensions of time, has already passed. As such, the application may be considered abandoned by the Patent Office.

In light of the foregoing explanation and the attached computer printouts submitted in support of this request, the delayed submission of the Response to the Notice to File Missing Parts was unavoidable due to non-receipt of the Notice to File Missing Parts, and the

Application No. 10/673,179
Letter to the Commissioner

acceptance this Response to the Notice to File Missing Parts, without any additional fees, is earnestly solicited.

Applicants' representatives declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.


Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Customer Number

22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)



Stephen G. Baxter
Registration No. 32,884

24339945
P. 1

Kavay

TRANSMISSION RESULT REPORT (IMMEDIATE TX) (JAN. 14. 2004 2:36PM) * * *



FAX HEADER: OBLON SPIVAK

DATE	TIME	ADDRESS	MODE	TIME	PAGE	RESULT	PERSONAL NAME	FILE
JAN. 14.	2:35PM	97033087751	G3ES	0'52"	P.	3 OK		052

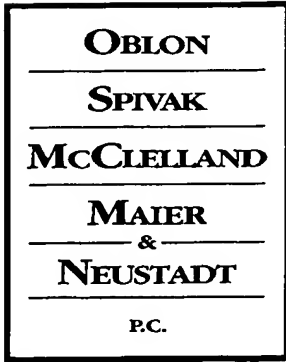
: BATCH
M : MEMORY TX
S : STANDARD
* : PC

C : CONFIDENTIAL
L : SEND LATER
D : DETAIL
+ : ROUTING

\$: TRANSFER
@ : FORWARDING
F : FINE
Q : RECEPT. NOTICE REQ.

P : POLLING
E : ECM
> : REDUCTION
A : RECEPT. NOTICE

COPY



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PATENT, TRADEMARK AND COPYRIGHT LAW
AND RELATED FEDERAL AND ITC LITIGATION

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PLEASE CALL US AT (703) 413-3000 IF THE MESSAGE YOU RECEIVE IS INCOMPLETE OR NOT LEGIBLE

TO	Customer Corrections	January 14, 2004
	NAME	DATE
	U.S. Patent & Trademark Office	(703) 308-7751
	COMPANY/FIRM	FAX #
	NUMBER OF PAGES INCLUDING COVER: 3	CONFIRM FAX: <input type="checkbox"/> YES <input type="checkbox"/> NO
FROM	Juanita Smith	
	NAME	OUR REFERENCE
	(703) 412-6386	
	DIRECT PHONE #	YOUR REFERENCE

MESSAGE

Applications awaiting for Notice to Filing Missing Parts.

Thank you.

COPY

Unless otherwise indicated or obvious from the nature of the transmittal, the information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error or are not sure whether it is privileged, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service at our Expense. Thank You.



To:

Customer Corrections
U.S. PATENT & TRADEMARK OFFICE

From:

Juanita Smith
Oblon, Spivak, McClelland, Maier & Neustadt, P.C.
Phone: 703-412-6386
Fax: 413-2220

Date:

January 14, 2004

COPY



22850

The **Notice to File Missing Parts of Applications** have not been received in the following applications. Please provide one or complete the status section and return by fax to Juanita Smith at the number noted above.

DOCKET NUMBER	SERIAL NUMBER	DATE APPLICATION COMPLETED	STATUS OF APPLICATION
242003US	10/651,985	09/02/2003	
242308US	10/653,887	09/04/2003	
239042US	10/656,220	09/08/2003	
242449US	10/471,016	09/08/2003	
242174US	10/656,203	09/08/2003	
242235US	10/656,273	09/08/2003	
242611US	10/657,157	09/09/2003	
242631US	10/658,467	09/10/2003	
242613US	10/658,466	09/10/2003	
242589US	10/659,299	09/11/2003	
242829US	10/660,635	09/12/2003	



242837US	10/661,609	09/15/2003	COPY
242142US	10/661,599	09/15/2003	
242944US	10/662,507	09/16/2003	
242890US	10/662,521	09/16/2003	
243051US	10/664,854	09/22/2003	
243023US	10/666,249	09/22/2003	
242989US	10/665,477	09/22/2003	
242332US	10/471,290	09/22/2003	
243105US	10/667,410	09/23/2003	
243014US	10/667,301	09/23/2003	
242549US	10/668,498	09/24/2003	
243116US	10/668,311	09/24/2003	
242208US	10/668,957	09/24/2003	
243109US	10/472,957	09/26/2003	
243396US	10/672,434	09/29/2003	
242904US	10/671,590	09/29/2003	
230014US	10/671,499	09/29/2003	
243399US	10/673,179	09/30/2003	
243339US	10/673,173	09/30/2003	
243294US	10/673,514	09/30/2003	
243452US	10/673,172	09/30/2003	

File Edit Explorer Reports Tools Window Help

Patent Case Information for Docket #: 243399US-7670-7887-0-X, Application #: 10/673,179, PTO Mail: 10/07/2003 ADV SNC

PTO Mail

PTO Mail ID: 5886569

Case ID: 243399-US

Mail Type: ADV SNC

Description:

Date Received: 10/07/2003

Base Date: 00/00/0000

Corrected: ☐ Fax: ☐

Duplicate: ☐ Reset: ☐ E-Mailed: ☐

Remarks:

General Case Information

Actions

Inventors

Clients/Entities

Attorneys

Assignments

File Folders

Incoming Mail Track Entries

Outgoing Correspondence

PTO Mail

10/07/2003 ADV SNC

12/02/2004 NFMP

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Filing Receipts

Parent Cases

Children Cases

Specification Information

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PTO Filings

Incoming Correspondence

Search Reports

Cited References (Cited by PTO)

Cited References (Disclosed by Applicant)

Ready

12/07/2004 5:10:28 PM

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Patent Case Information for Docket #: 243399US-7670-7887-0-X, Application #: 10/673,179, PTO Mail: 12/02/2004 NFMP

PTO Mail

PTO Mail ID: 6532045

Case ID: 243399-US

Mail Type: NFMP

Description:

Date Received: 12/02/2004

Base Date: 04/23/2004

Corrected: ☐ Fax: ☐

Duplicate: ☐ Reset: ☐ E-Mailed: ☐

Remarks: Rcvd Past Due via PAIR Printout from S. Bramble

General Case Information

Actions

Inventors

Clients/Entities

Attorneys

Assignments

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243399US Outgoing Correspondence dir

PTO Mail

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Cited References (Disclosed by Applicant)

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**PATENT APPLICATION INFORMATION RETRIEVAL**

Search results as of: 12-7-2004::16:30:35 E.T.

Search results for application number: 10/673,179			
Application Number:	10/673,179	Customer Number:	22850
Filing or 371(c) Date:	09-30-2003	Status:	Application Undergoing Preexam Processing
Application Type:	Utility	Status Date:	10-03-2003
Examiner Name:	-	Location:	ELECTRONIC
Group Art Unit:	-	Location Date:	-
Confirmation Number:	1247	Earliest Publication No:	-
Attorney Docket Number:	243399US0X	Earliest Publication Date:	-
Class/ Sub-Class:	-/-	Patent Number:	-
First Named Inventor:	Toshitaka Mori, Tokyo, (JP)	Issue Date of Patent:	-
Title Of Invention:	Organic electroluminescent display		

Search Options

Foreign Priority
Image File Wrapper
Publication Review

File History	
Date	Contents Description
05-17-2004	Correspondence Address Change
04-23-2004	Notice Mailed--Application Incomplete--Filing Date Assigned
12-15-2003	Cleared by OIPE CSR
11-13-2003	IFW Scan & PACR Auto Security Review
09-30-2003	Initial Exam Team nn